

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(MBHB Case No. 04-689)

In application of:

Mirwaldt, et al.

Serial No.: 10/508,961

Filed: September 24, 2004

For: Method for Spinning and Reeling Polyester Multifilament  
Yarns by Using Spinning Additives, and Polyester  
Multifilament Yarns Obtained by Said Spinning Method

Examiner: TBA

Group Art Unit: TBA

Confirmation No.: 9858

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

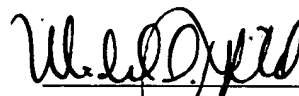
TRANSMITTAL LETTER

Dear Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached papers for the above identified patent application:
  - a. Notification of Missing Requirements Under 35 U.S.C. 371 in the U.S. Designated/Elected Office (DO/EO/US);
  - b. Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the U.S. Designated/Elected Office (DO/EO/US)
  - c. Four Declarations; and
  - d. Return Receipt Postcard.
2. With respect to fees:
  - a. Check in the Amount of \$130.00 is enclosed.
  - b. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 10, 2005.

Respectfully submitted,



Michael S. Greenfield  
Registration No. 37,142

Date: March 10, 2005

McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, IL 60606  
Telephone: (312) 913-0001



## UNITED STATES PATENT AND TRADEMARK OFFICE

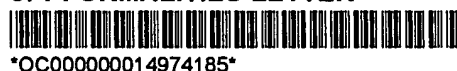
UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
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|                             |                       |                  |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/508,961                  | Ulrich Mirwaldt       | 04-689           |

|                               |               |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. |               |
| PCT/EP03/01783                |               |
| IA. FILING DATE               | PRIORITY DATE |
| 02/21/2003                    | 03/28/2002    |

Michael S Greenfield  
 McDonnell Boehnen Hulbert & Berghoff  
 300 South Wacker Drive  
 Suite 3100  
 Chicago, IL 60606

**CONFIRMATION NO. 9858**  
**371 FORMALITIES LETTER**



\*OC000000014974185\*

Date Mailed: 01/19/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/24/2004
- Copy of the International Search Report filed on 09/24/2004
- Copy of IPE Report filed on 09/24/2004
- Information Disclosure Statements filed on 09/24/2004
- U.S. Basic National Fees filed on 09/24/2004
- Priority Documents filed on 09/24/2004

**DOCKETED**

JAN 28 2005

DUE DATE 3-19-05  
 BY *[Signature]*

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 305-3656

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/508,961                  | PCT/EP03/01783                | 04-689           |

FORM PCT/DO/EO/905 (371 Formalities Notice)

U.S. PATENT OFFICE 19 MAR 2005

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Examiner: TBA

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**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE  
UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

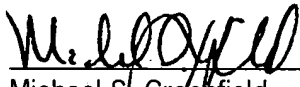
Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the U.S. Designated/Elected Office (DO/EO/US) dated January 19, 2005, attached is an executed Declaration and Power of Attorney for Patent Application and fee in the amount of \$130.00 for surcharge. A copy of the Notice Form PCT/DO/EO/905 (371 Formalities Notice) is also attached.

Consideration and entry of this response is respectfully requested.

Respectfully submitted,

Date: March 10, 2005

  
Michael S. Greenfield  
Registration No. 37,142

## Apostille

(Convention de La Haye du 5 octobre 1961)

1. Land: Bundesrepublik Deutschland  
Diese öffentliche Urkunde
2. ist unterschrieben von Dieter Ries in Maintal
3. in ihrer oder seiner Eigenschaft als Notar
4. Sie ist versehen mit dem Dienstsiegel und dem Dienststempel  
des Notars Dieter Ries in Maintal

Bestätigt

5. in Hanau
6. am 8. Februar 2005
7. durch den Präsidenten des Landgerichts in Hanau
8. unter Nr. 103/05
9. Siegel/Stempel
10. Unterschrift  
In Vertretung



(Dr. Uffelmann)

Kostenrechnung:

Gebühr gemäß Nr. 4 des Gebührenverzeichnisses  
des Hessischen Justizkostengesetzes =

15,00 €